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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)

IN RE: BEXTRA AND CELEBREX MARKETING SALES PRACTICES AND PRODUCT LIABILITY LITIGATION) Case Specific No: 06-CV-5768) MDL NO. 1699) District Judge: Charles R. Breyer)
JIMMY V. MOORE and F	AYE MOORE, Plaintiff(s),))) STIPULATION AND ORDER OF) DISMISSAL WITH PREJUDICE
v. PFIZER INC., ET AL.,	Defendants.)))

Come now the Plaintiff, JIMMY V. MOORE and FAYE MOORE, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action, only, with prejudice with each side bearing its own attorneys' fees and costs.

Case 3:06-cv-05768-CRB Document <u>5</u> Filed 04/28/09/Page 2 of 2 DATED: April _____, 2009 By: Richard Meadow, Esq. THE LANIER LAW FIRM, PLLC Tower 56 123 E. 56th Street, 6th Floor New York, New York 10022 (T) 212-421-2800 (F) 212-421-2878 -and-Maura Kolb, Esq. THE LANIER LAW FIRM, PC 6810 FM 1960 West Houston, Texas 77069 (T) 713-659-5200 (F) 713-659-2204 Counsel for Plaintiff(s). DATED: April 15, 2009 By: Michelle Sadowsky, Esq. DLA PIPER US LLP 1251 Avenue of the Americas New York, New York 10020-1104 (T) 212-335-4625 (F) 212-884-8675 Defendants' Liaison Counsel. IT IS SO ORDERED.

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,

Dated: April 23, 2009

